

Message

From: Okorn, Barbara [Okorn.Barbara@epa.gov]
Sent: 1/26/2021 5:43:52 PM
To: Rowsey, Kevin [rowsey.kevin@epa.gov]; Dangelo, AJ [Dangelo.Aj@epa.gov]
CC: Bennett, James [bennett.james@epa.gov]; Isales, Daniel [Isales.Daniel@epa.gov]; Rectenwald, David [Rectenwald.Dave@epa.gov]; Bryant, Renee [bryant.renee@epa.gov]; Gleason, Patricia [Gleason.Patricia@epa.gov]
Subject: FW: Seneca Nation

Hi all, please see the suggestion below to add to Kevin's email. Grant thought our approach was reasonable.

From: Jonathan, Grant <Jonathan.Grant@epa.gov>
Sent: Tuesday, January 26, 2021 12:41 PM
To: Okorn, Barbara <Okorn.Barbara@epa.gov>
Subject: RE: Seneca Nation

Hi Barb,

With regard to the email response to the Nation, it would be helpful to mention the following:

- When R2 and R3 jointly consulted with the Seneca Nation in September 2018, the Nation requested better notification and communication on R3 surface water related matters. EPA agreed to provide this. Our discussion at that time focused mainly on surface water (NPDES, etc.) because of the Nation's oil and gas waste water discharge concern into the Allegheny River near Coudersport.
- In 2019, all regions reorganized and the UIC program (which was formally in the enforcement program) was moved to the water Division. So inclusion of UIC matters was not considered back in 2018 in our initial discussions with the nation.
- Region 2 and Region 3 were not aware of this UIC issue since the regional programs tend not to coordinate on shared issues (DW vs SW). Unlike surface waters, which can cross regional boundaries, injection wells are stationary entities. Moving forward, better coordination with regard to DW and SW matters by EPA will occur

There is no need to beat ourselves up on this. I think once SNI receives R3's response, that this UIC matter is not significant, was intensely magnified on social media or highlighted by various interest groups, SNI should be ok with the response. However, they may still request formal consultation and there assertions will continue to be....the nation wants to be notified on any matter that might impact the Allegheny River and hence, Seneca lands.

Grant W. Jonathan
U.S. EPA - Region 2
Office of the Regional Administrator
290 Broadway, New York, NY 10007
212.637.3843 (phone)
917.304.4149 (awl)
Email: jonathan.grant@epa.gov

From: Okorn, Barbara <Okorn.Barbara@epa.gov>
Sent: Tuesday, January 26, 2021 12:04 PM
To: Jonathan, Grant <Jonathan.Grant@epa.gov>
Subject: Seneca Nation

Grant,

Thanks you so much for the help! Its been a crazy day with meetings for me
Barb

Barbara Okorn
NHPA Program Manager
Office of Communities, Tribes, & Environmental Assessment
US EPA, Region III
1650 Arch Street (3RA10)
Philadelphia, PA 19103
215-814-3330